

DIVISION OF CENTRAL CA

FEE DUE

FILED
CLERK, U.S. DISTRICT COURT

JAN 29 2024
CENTRAL DISTRICT OF CALIFORNIA BY <i>[Signature]</i> DEPUTY

Norwell Andrew

v

CAUSE NO.

WARDEN 213P VICTORVILLE

5:24-cv-00198-AB-AJR

§ 2241 Habeas Corpus

Comes now Norwell Andrew pro se and in proper person (pro se). Ms. Andrew is a Federal Prisoner serving 180 months SENTENCE where Clerical errors in her sentence judgement is causing her to serve additional time that is not curable through F.B.I.P. Administrative remedy process. Specifically the judgement fails to state credit for time served & specify the amount of time it should be which would be about 59 months from about February 8, 2010, to January 28, 2015. On about February 8, 2010, A Federal indictment was issued on petition which held petitioner in jail where petitioner could avoid our and state charges prior to Federal indictment. Petitioner was detained by Federal Authorities & taken for sentence on September 19, 2011, at which time Federal Authorities were obligated to retain custody of me until I completed this sentence but instead turned me over to state custody making it what pro tem designation of the state facility being the place for me to serve my sentence. And therefore in due credit for all time served in official custody for which

for time served 3 estimate credit for time served all due to the F.B.I.P. erroneously denies me any of the said 59 months except 5 days because the judgement fails to state these facts and there is nothing else traceable by pre 36 prisoner without a judgement to support HPR argument. It leaves prisoner no way to correct the clearly manifest injustice or miscarriage of justice. The U.S. Supreme Court in *Rosales/Morales v. U.S.* (2018) explained that any additional jail or prison time served even a single day is a substantial burden on the prisoner. This court should consider that Ms. Andrews has already served some 9 years on this federal sentence and were she credited the 59 months for time served she would already have exceeded the maximum term of the sentence which should have ended at about August 2023 not even considering half-way house 3 early release which she is also entitled to. Therefore to abate any further damages I humbly ask this court to grant this 3241 habeas corpus by ~~rewarding~~ the jail credit for time served, and stipulating that to be about 59 months from February 8, 2010 to January 28, 2015, and reasonably ask this court to consider issuing an order terminating the sentence and for Ms. Andrews immediate release. 28 USC 2243 the court may its own justice requires.

RELIEF SOUGHT

- 1) I SEEK 3241 HABEAS CORPUS RELIEF TO ~~BE~~ BE my rewarded the jail time credit for time served

I TO STIPULATE TO BE ABOUT 59 MONTHS FROM
FEBRUARY 8, 2010 UNTIL JANUARY 28, 2015 AND OR,

- 2.) THE COURT TO ISSUE AND ORDER TERMINATING THE SENTENCE & ORDERING MY IMMEDIATE RELEASE.
- 3.) I SEEK APPOINTMENT OF COUNSEL & A HEARING NECESSARY TO ADEQUATELY DEFEND THIS MOTION.
- 4.) I SEEK ANY OTHER RELIEF THE COURT DEEMS APPROPRIATE INCLUDED BUT NOT LIMITED TO DAMAGES & COMPENSATION
- 5.) PETITIONER WOULD ASK THAT THE COURT DOES NOT DEEM IT NECESSARY TO AWARDED THE FULL 59 MONTHS. I ASK THAT THIS COURT AWARDED PETITIONER JAIL TIME CREDIT FROM THE COUNTY JAIL FROM FEBRUARY 8, 2010, UNTIL OCTOBER 18, 2011.

Respectfully,
Andrew Norvell
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